

**AMENDMENT TRANSMITTAL****RECEIVED**

JUL 0 9 2004

Technology Center 2600

Application No.: 09/945,018
Filing Date: September 1, 2001
First Named Inventor: Craig M. Janik
Examiner's Name: Laura A. Grier
Art Unit: 2644
Attorney Docket No.: 005532.P007

- ☐ An Amendment After Final Action (37 CFR 1.116) is attached and applicant(s) request expedited action.
- ☒ Charge any fee not covered by any check submitted to Deposit Account No. 02-2666.
- ☒ Applicant(s) hereby request and authorize the U.S. Patent and Trademark Office to (1) treat any concurrent or future reply that requires a petition for extension of time as incorporating a petition for extension of time for the appropriate length of time and (2) charge all required fees, including extension of time fees and fees under 37 CFR 1.16 and 1.17, for any concurrent or future reply to Deposit Account No. 02-2666.
- ☐ Applicant(s) claim small entity status (37 CFR 1.27).

ATTACHMENTS

- ☐ Preliminary Amendment
- ☐ Amendment/Response with respect to Office Action
- ☐ Amendment/Response After Final Action (37 CFR 1.116) (reminder: consider filing a Notice of Appeal)
- ☐ Notice of Appeal
- ☒ RCE (Request for Continued Examination) and RCE Transmittal
- ☐ Supplemental Declaration
- ☐ Terminal Disclaimer (reminder: if executed by an attorney, the attorney must be properly of record)
- ☒ Information Disclosure Statement (IDS)
- ☒ Copies of IDS citations (10)
- ☒ Petition for Extension of Time
- ☒ Fee Transmittal Document (that includes a fee calculation based on the type and number of claims)
- ☐ Cross-Reference to Related Application(s)
- ☐ Certified Copy of Priority Document
- ☐ Other: _____
- ☐ Other: _____
- ☒ Check(s)
- ☒ Postcard (Return Receipt)

SUBMITTED BY:

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

TYPED OR PRINTED NAME: Chui-Kiu Teresa Wong

SIGNATURE:

REG. NO.: 48,042

DATE: July 2, 2004

ADDRESS: 12400 Wilshire Boulevard, Seventh Floor

Los Angeles, California 90025

TELEPHONE NO.: (408) 720-8300

CERTIFICATE OF MAILING BY FIRST CLASS MAIL (if applicable)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria Virginia, 22313-1450 on:

July 2, 2004

Date of Deposit

Linda K. Brost

Name of Person Mailing Correspondence

Signature

July 2 2004

Date

Express Mail Label No. (if applicable): N/A



RCE 2644

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. 1450
Alexandria, VA 22313-1450

Application No.	09/945,018
Filing Date	September 1, 2001
First Named Inventor	Craig M. Janik
Art Unit	2644
Examiner Name	Grier, Laura A.
Attorney Docket Number	5532P007

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 C.F.R. § 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on

(Any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on

iii. ☐ Other _____

b. ☒ Enclosed

i. ☒ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☒ Information Disclosure Statement (IDS)

iv. ☒ Other Petition for Extension of Time (Three Months)

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2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)

b. ☐ Other _____

3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 02-2666.

i. ☒ RCE fee required under 37 C.F.R. § 1.17(e) and any additional claims fee(s)

ii. ☒ Extension of time fee (37 C.F.R. § 1.136 and 1.17)

iii. ☐ Other: (\$00)

b. ☒ Check in the amount of \$1,892.00 enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

07/07/2004 NGUYEN 00000023 09945018

01 FC:1253
02 FC:1801

950.00 OP
770.00 OP

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Chui-Kiu Teresa Wong	Registration No. (Attorney/Agent)	48,042
Signature		Date	July 2, 2004

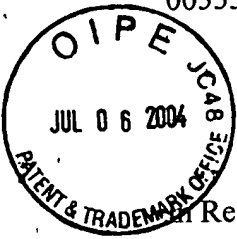
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July 2, 2004

Name (Print/Type)	Linda K. Brost	Date	July 2, 2004
Signature			

Patent



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

~~ARK~~ Re Patent Application of:

Craig M. Janik

Application No.: 09/945,018

Filed: 09/01/2001

For: AUDIO CONVERTER DEVICE AND
METHOD FOR USING THE SAME

Examiner: Grier, Laura A.

Art Unit: 2644

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Commissioner for Patents
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Alexandria, VA 22313-1450

REQUEST FOR CONTINUED EXAMINATION
UNDER 37 C.F.R. § 1.114

Sir:

In response to the final Office Action mailed January 2, 2004, Applicant respectfully submits a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above referenced application. The Examiner is respectfully requested to enter the following amendments and consider the following remarks:

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03 FC:1201

172.00 OP